

FRANK T. MARTINEZ
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KAREN E. KALFAYAN
EXECUTIVE OFFICER

CITY OF LOS ANGELES
CALIFORNIA



ANTONIO R. VILLARAIGOSA
MAYOR

OFFICE OF THE
CITY CLERK

ROOM 360, CITY HALL
LOS ANGELES, CA 90012
(213) 978-1020
FAX (213) 978-1027

October 25, 2007

Honorable Board of Supervisors
County of Los Angeles
Kenneth Hahn Hall of Administration
500 West Temple Street, Room 383
Los Angeles, California 90012

Attention: Ms. Sachi Hamai, Executive Officer

RE: **REQUEST FOR SUPPORT IN CONDUCTING A SPECIAL ELECTION
ON FEBRUARY 5, 2008 AND CONSOLIDATION OF A SPECIAL
ELECTION WITH THE FEBRUARY 5, 2008 STATE PRESIDENTIAL
PRIMARY ELECTION**

Honorable Members:

Transmitted herewith for consideration and approval by the Los Angeles County Board of Supervisors is a Special Election consolidation request for the February 5, 2008 State of California Presidential Primary Election (one ballot measure) submitted by the City of Los Angeles as follows:

Reduction of Tax Rate and Modernization of Communications Users Tax Proposition.

- A Special Election Ordinance adopted by the Los Angeles City Council on October 16, 2007, approved by the Mayor, ordering the placement of a Reduction of Tax Rate and Modernization of Communications Users Tax Proposition Measure before the voters at the February 5, 2008 State Presidential Primary Election.
- A Resolution adopted by the Los Angeles City Council on October 16, 2007, that requests the Board of Supervisors to authorize the consolidation of this Reduction of Tax Rate and Modernization of Communications Users Tax Proposition Measure on to the State Presidential Primary Election to be held on February 5, 2008. In accordance with Section 10403 of the California Elections Code, this Resolution sets forth the exact form of the Ballot Title and Question of the Measure, as it will appear on the ballot.

[Note: Requires a simple majority vote for passage.]



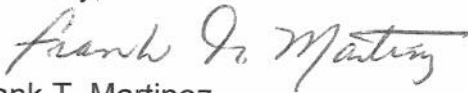
Honorable Board of Supervisors
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The Resolution requesting consolidation confirms the City of Los Angeles agreement to reimburse the County of Los Angeles for the cost of conducting this Special Election on behalf of the City of Los Angeles. It should also be noted that, consistent with past practice, the City of Los Angeles will prepare and distribute its own voter information pamphlet to all eligible voters in the City of Los Angeles.

Please reserve the letter "S" as the ballot designation for this measure. By way of separate transmittal to the Los Angeles County Registrar-Recorder, the City of Los Angeles will confirm the request for the specific letter ballot designation of "S" once the City Council has taken formal action.

If you have any questions, please contact my Executive Officer, Karen Kalfayan at (213) 978-1023 or me directly at (213) 978-1020.

Sincerely,



Frank T. Martinez
City Clerk

Enclosures

FTM:KEK:gp
EXE-063-07

cc: Los Angeles County Registrar-Recorder

ORDINANCE NO. 179278

An ordinance calling a Special Election to be held on Tuesday, February 5, 2008, for the purpose of submitting to the qualified voters of the City of Los Angeles a certain ordinance proposition, and to consolidate this Special Election with the State Presidential Primary Election to be held on the same date.

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. A Special Election is hereby called to be held in the City of Los Angeles on February 5, 2008, for the purpose of submitting to the qualified voters of the City a certain proposition ordered submitted by the Council of the City of Los Angeles.

Sec. 2. The ballot title and question to be used at the Special Election for the proposition to be submitted to the qualified voters of the City of Los Angeles shall be:

**REDUCTION OF TAX RATE AND MODERNIZATION OF
COMMUNICATIONS USERS TAX. PROPOSITION _____**

Shall an ordinance be adopted to reduce the City's tax on communications users from 10% to 9%; modernize the ordinance to treat taxpayers equally regardless of technology used; exempt low-income senior-citizen and disabled households; to fund general municipal services, such as 911, police, fire protection, street maintenance, parks and libraries; subject to an annual independent audit?

Sec. 3. The proposition shall be designated on the ballot or ballot pages by a letter or number in accordance with California Elections Code Section 13116. Upon the designation by the proper County of Los Angeles officials of the letter or number to be assigned to the proposition, that letter or number is hereby adopted and shall be the designation for the ballot title.

Sec. 4. To vote on the proposition, the voter shall mark the ballot next to the word "Yes" or the word "No." A "Yes" vote shall be counted in favor of adoption of the ordinance proposition; a "No" vote shall be counted against adoption of the ordinance proposition.

Sec. 5. The Special Election hereby called shall be ordered consolidated with the State Presidential Primary Election to be held in the City of Los Angeles on Tuesday, February 5, 2008.

Sec. 6. The voting polls on election day shall open at 7:00 a.m., February 5, 2008, and shall remain open until 8:00 p.m. of the same day when the voting polls shall be closed, except as provided in California Elections Code Section 14401.


Sec. 7. The election precincts, polling places, and officers of election for the Special Election hereby called and ordered to be held on February 5, 2008, shall be the same as those provided in the City of Los Angeles for the State Presidential Primary Election, and the election shall be held in all respects as if there were only one election. Furthermore, for the precincts, polling places, and officers of election, reference is hereby made to the Order of the Registrar-Recorder of the County of Los Angeles to be adopted for the State Presidential Primary Election.

Sec. 8. In all other particulars, the Special Election shall be held and conducted as provided by law for holding of the State Presidential Primary Election in the City of Los Angeles. The Board of Supervisors of the County of Los Angeles shall have authority to canvass the returns of the Special Election, and the City Council of the City of Los Angeles upon receipt of the certified results of the canvass of election returns shall declare the results of the election.

Sec. 9. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of OCT 16 2007.

FRANK T. MARTINEZ, City Clerk

By  Deputy

Approved OCT 17 2007

 Mayor

Approved as to Form and Legality

ROCKARD J. DELGADILLO, City Attorney

By 
BRIAN I. CHENG,
Deputy City Attorney

Date Oct. 16, 2007

C.F. No. 08-1100

RESOLUTION

WHEREAS, the Council of the City of Los Angeles has ordered a Special Election to be held in the City of Los Angeles on February 5, 2008, for the purpose of submitting to the qualified voters of the City a certain Reduction of Tax Rate and Modernization of Communications Users Tax Ballot Measure, and to consolidate that Special Election with the State Presidential Primary Election to be held on the same date.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. That the Council of the City of Los Angeles respectfully requests the Board of Supervisors of the County of Los Angeles to consolidate with the State Presidential Primary Election to be held on February 5, 2008, a Special Election for the purpose of submitting to the qualified voters of the City of Los Angeles the following Reduction of Tax Rate and Modernization of Communications Users Tax Ballot Measure:

REDUCTION OF TAX RATE AND MODERNIZATION OF COMMUNICATIONS USERS TAX. PROPOSITION __.

Shall an ordinance be adopted to reduce the City's tax on communications users from 10% to 9%; modernize the ordinance to treat taxpayers equally regardless of technology used; exempt low-income senior-citizen and disabled households; to fund general municipal services, such as 911, police, fire protection, street maintenance, parks and libraries; subject to an annual independent audit?

Sec. 2. That the Board of Supervisors be requested to fix the costs to be paid by the City of Los Angeles for conducting the Special Election and that the City of Los Angeles will reimburse the County of Los Angeles for the costs incurred in conducting the Special Election.

Sec. 3. That the Board of Supervisors be requested to issue instructions to the County Registrar-Recorder to take any and all steps necessary on the part of the County of Los Angeles to hold the Special Election.

Sec. 4. That the City Clerk be instructed to cooperate with the County Registrar-Recorder and to perform or cause to be performed those functions preliminary to the conduct of the Special Election as may be agreed upon with the County Registrar-Recorder.

Sec. 5. That the City Attorney and the City Clerk be directed to take any and all steps necessary on the part of the City of Los Angeles to hold the consolidated Special Election.

Sec. 6. That the Board of Supervisors be hereby authorized to canvass the returns of the Special Election for which consolidation is requested.

Sec. 7. That the City Clerk file a duly certified copy of this resolution forthwith with the Board of Supervisors of the County of Los Angeles and to provide a copy of the resolution to the County Registrar-Recorder.

I hereby certify that the foregoing resolution was adopted by the Council of the City of Los Angeles at its meeting held on OCT 16 2007, 2007.

FRANK T. MARTINEZ, City Clerk



By Josefine S. Reyes
Deputy

Council File No. 08-1100

2008RESOLUTIONCONSOLIDATIONTUT.DOC